IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 15TH MARCH 2007 / 24TH PHALGUNA 1928

Crl.Rev.Pet.No. 1143 of 2007

CRA.33/2006 of ADDL. SESSIONS COURT FAST TRACK (ADHOC), MAVELIKKARA
CC.620/2004 of JUDL.MAGISTRATE OF FIRST CLASS-I, CHENGANNUR
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REVN. PETITIONER: APPELLANT/ACCUSED

JAYA PRAKASH,
JAYAMOHANAM HOUSE, ELANTHOOR P.O.,
PATHANAMTHITTA.

BY ADV. SRI.SUSHANTH.J.

RESPONDENTS: RESPONDENT/COMPLAINANT
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1. ANILKUMAR,
PROPRIETOR, P.R.D.CHITTS & INVESTMENTS,
CHENGANNUR, (SREERAMA SADANAM, KURIYANOOR),
REP. BY K.G.RAJASEKHARAN NAIR, KANNANKARA HOUSE,
PULLAD, MAVELIKKARA.

2. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR MR. AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 15/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P.NO.1143 of 2007

DATED THIS THE 15th day of March 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a sum of Rs.75,000/- as compensation to the complainant under Section 357 (3)Cr.P.C. and in default to undergo simple imprisonment for one month. The revision petitioner has only sought for modification of sentence and time to make the payment of compensation.

In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.75,000/- to the complainant under Section 357(3)Cr.P.C.and in default to undergo simple imprisonment for one month. The revision petitioner is granted three months time to pay the amount of compensation. He shall appear before the Judicial First Class Magistrate-I, Chengannur on 20-7-2007 to receive sentence. Non -bailable warrant is not to be executed in the meantime. The Crl.revision petition is disposed of accordingly.

ks.

K.R.UDAYABHANU, JUDGE

ks.